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AUG 30 2004

PATENT  
Attorney Docket No. A-72077-5/AMP  
Dorsey File No. 470438-92

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*In re* application of:

LEE et al.

U.S. Serial No.: 10/788,660

Filing Date: February 26, 2004

For: *4,7-Dichlororhodamine Dye Labeled  
Polynucleotides*

Examiner: Not yet assigned

Art Unit: 1645

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence is  
being transmitted by facsimile transmission to  
fax # 703 872 9306 on August 30, 2004.

Signed joyce abriam  
Joyce Abriam

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO/SB/08A-B. This application is a continuation of U.S. application Serial No. 09/578,920, filed May 25, 2000, now U.S. Patent No. 6,713,622. Since these references were previously disclosed in the above-mentioned application, in accordance with 37 C.F.R. § 1.98(d), no copies of these references are enclosed.

Nothing herein shall constitute an admission concerning the contents of any of the cited references, nor shall the inclusion of a reference herein be considered an admission that the reference constitutes prior art against the invention claimed in the above-identified application. Submission of the present document shall not be construed as an admission that a search has been made or that better art does not exist.

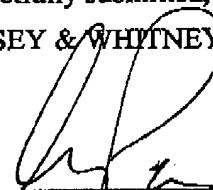
U.S. Serial No.: 10/788,660  
Filing Date: February 26, 2004

As far as is known to the undersigned, this Information Disclosure Statement is being filed within three months of the filing date of a national application, within three months of the date of entry of the national state in an international application, or before the mailing date of a first Office Action on the merits as set forth in 37 C.F.R. § 1.97(b), and therefore no fee is required.

While no fee is believed to be due, if this belief is in error the Commissioner is authorized to charge any additional fees, including extension fees or other relief which may be required, or credit any overpayment to Deposit Account No. 50-2319 (Our Order No. 470438-92 [A-72077-5/AMP]).

Please direct any calls in connection with this application to the undersigned at (650) 494-8700.

Respectfully submitted,  
DORSEY & WHITNEY LLP



Dated: August 30, 2004

BY:

Ann M. Caviani Pease, Reg. No. 42,067

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Substitute for Form 1449A/PTO (Modified)		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <small>(use as many sheets as necessary)</small>		Application Number <b>10/788,680</b>	Filing Date <b>February 27, 2004</b>
		First Named Inventor <b>Linda G. LEE</b>	Art Unit <b>1645</b>
		Examiner Name <b>Not yet assigned</b>	Attorney Docket Number <b>A-72077-5/AMP (470438-92)</b>
Sheet	<b>1</b>	of	<b>3</b>

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No.	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	B1	CH 12433/70	02-15-1973		
	B2	DE 108347	11-1898		
	B3	DE 2049503	04-22-1971		
	B4	DE 2049527	04-22-1971		
	B5	DE 3425631 A1	01-16-1986	BASF AG	
	B6	DE 45263	11-1887		
	B7	DE 47451	11-1887		
	B8	EP 0 252 683	07-01-1987		
	B9	EP 333 649 B1	06-08-1994	Ciba-Geigy AG	Equiv. of JP 2-3688
	B10	GB 1286885	08-23-1972	Fuji Photo	

Examiner Signature \_\_\_\_\_ Date Considered \_\_\_\_\_

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. MPEP 601.04, 37 CFR 1.56

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\*Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the Indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. <sup>6</sup> If the document contains only marks, it is a mark. <sup>7</sup> Kind of document Translation is attached.

16 If possible, <sup>6</sup> Applicant is to place a check mark here if English Language Translation is attached. This collection of information is required by 37 CFR 1.87 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for Form 1448A/PTO (Modified)		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		Application Number <b>10/788,660</b>	Filing Date <b>February 27, 2004</b>
		First Named Inventor <b>Linda G. LEE</b>	Art Unit <b>1645</b>
		Examiner Name <b>Not yet assigned</b>	Attorney Docket Number <b>A-72077-5/AMP (470438-92)</b>
Sheet	<b>2</b>	of	<b>3</b>

## FOREIGN PATENT DOCUMENTS

Examiner Signature \_\_\_\_\_ Date Considered \_\_\_\_\_

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<sup>1</sup> Considered. <sup>2</sup> Indicate copy of the document. <sup>3</sup> Indicate the year of the reign of the Emperor. <sup>4</sup> Indicate the year of the reign of the Emperor. <sup>5</sup> See Kinds of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>6</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>7</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>8</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16. If possible. <sup>9</sup> Applicant is to place a check mark here if English Language Translation is attached.

16 if possible. \*Applicant is to place a check mark here if English Language Translation is attached.  
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Substitute for Form 1449A/PTO (Modified)		<b>Complete If Known</b>		
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		Application Number	10/788,660	
(use as many sheets as necessary)		Filing Date	February 27, 2004	
		First Named Inventor	Linda G. LEE	
		Art Unit	1645	
		Examiner Name	Not yet assigned	
Sheet	3	of	3	
		Attorney Docket Number		A-72077-5/AMP (470438-92)

## NON PATENT LITERATURE DOCUMENTS

Examiner Signature \_\_\_\_\_ Date Considered \_\_\_\_\_

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**1**Applicant's unique citation designation number (optional). **2** See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. **3** Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). **4** For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. **5** Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. **6** Applicant is to place a check mark here if English Language Translation is attached.

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